

STATE PLAN UNDER TITLE XIX OF THE  
SOCIAL SECURITY ACT-ATTACHMENT 4.11-A

STANDARDS FOR INSTITUTIONS AND SUPPLIERS OF SERVICES

Department of Health

Citation: 10 NYCRR, HEALTH, Volume A  
Chapter II Administrative Rules and Regulations  
Subchapter D Laboratories

Part

58 Clinical Laboratories and Blood Banks

Citation: 10 NYCRR, HEALTH, Volume A-1  
Subchapter J Controlled Substances

Part

80 Rules and Regulations on Controlled Substances

Subchapter K Hospitals and Related Facilities

Part

- 81 Residential Health Care Facilities: Patient Abuse
- 82 Hospital Survey Planning and Review
- 83 Shared Health Facilities
- 85 Medical Assistance-Benefits

Subchapter L X-ray Technology and Chiropractic Use of X-ray

Part

89 Practice of X-ray Technology

Subchapter M Physician's Assistance, Prohibited Discrimination in Hospital Staff  
Appointments and Privileges

Part

94 Physician's Assistants and Specialist's Assistants

Subchapter N Practice of Nursing Home Administration and Home Nursing and  
Health Services and Agencies

Part

96 Licensure and Practice of Nursing Home Administration

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

New York  
2

Subchapter P Health Maintenance Organization

Part

98 Health Maintenance Organization

Department of Health

Citation: 10 NYCRR HEALTH, Volume C

Chapter V Medical Facilities

Subchapter A Medical Facilities – Minimum Standards

Article 1 General

Part

400 All Facilities--General Requirements

401 All Facilities--Operating Certificates

Article 2 Hospitals

Part

405 Hospitals--Minimum Standards

Article 3 Residential Care Facilities

Part

410 Respite Demonstration Projects

411 Ombudsmen Access to Residential Health Care Facilities

412 Reporting Information for Inspections

413 Consumer Information System

414 General Minimum Standards

Article 4 Nursing Homes

Part

415 Organization and Administration

416 Patient Services

Article 5 Health-Related Facilities

Part

420 Organization and Administration

421 Resident Services

Article 6 Skilled Nursing and Health-Related Services; Non-Occupants

Part

425 General Provisions

426 Organization and Administration

427 Registrant Services

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

New York

3

Article 7 Home Health Agencies: Treatment Centers and Diagnostic Centers

Part

- 430 Certified Home Health Agencies
- 431 Treatment Centers and Diagnostic Centers

Subchapter B Hospital Establishment

Part

- 600 General Provisions
- 610 Special Requirements for Non-profit Corporations
- 620 Incorporations and Transfers of Proprietary Businesses
- 630 Special Requirements for Local Governmental Applicants
- 640 Procedures for Approval of the Development of Comprehensive Health Services and the Establishment of Such Facilities
- 650 Dissolution of Corporations
- 660 Public Health Council Approval of Maintenance Programs
- 670 Determination of Public Need for Medical Facility Establishment

Subchapter C State Hospital Code

Article 1 General Provisions

Part

- 700 General
- 702 Environmental Health
- 703 Ambulatory Services
- 705 New Medical Technology and Health Services Demonstration Projects
- 706 Specialist Diagnostic and Therapeutic Services
- 707 Physician's Assistants and Specialist's Assistants
- 708 Appropriateness Review
- 709 Determination of Public Need for Medical Facility Construction

Article 2 Medical Facility Construction

Part

- 710 Approval of Medical Facility Construction
- 711 General Standards for Construction
- 712 Standards of Construction for New Hospitals
- 713 Standards of Construction for New Nursing Homes
- 714 Standards of Construction for New Health-Related Facilities
- 715 Standards of Construction for New Diagnostic or Treatment Facilities
- 716 Standards of Construction for New Rehabilitation Facilities

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

New York

4

Article 3 Hospital Operation

Part

720 Maximum Standard

Article 4 Residential Health Care Facility Operation

Part

730 Organization and Administration

731 Patient Services

732 Penalties

733 Consumer Information Services

734 Ombudsman Access to Residential Health Care Facilities

Article 5 Health-Related Facility Operation

Part

740 Organization and Administration

741 Resident Services

742 Penalties

Article 6 Treatment Centers and Diagnostic Center Operation

Part

750 General Provisions

751 Organization and Administration

752 Medical Staff Organization

753 Maternal, Child Health and Newborn Services

754 Family Planning Services

755 Free-Standing Ambulatory Surgery Centers

Article 7 Certified Home Health Agencies

Part

760 Establishment

761 Certification

762 Approval of Construction

763 Organization and Administration

764 Patient Services

765 Approval and Licensure of Home Care Services Agencies

766 Licensed Home Care Services Agency Organization and Administration

767 Licensed Home Care Services Agency Patient Services

770 Long Term Home Health Care Program

771 Organization and Administration of Long Term Home Health Care Programs

TN     #86-7    

Approval Date     May 7, 1986    

Supersedes TN     #74-14 #74-2    

Effective Date     January 1, 1986

New York  
5

Article 8 Residential Health Care Facility Services for Nonoccupants

Part

- 780 General Provision
- 781 Organization and Administration
- 782 Registrant Services

Chapter VI Emergency Services

Part

- 800 General

TN #86-7

Supersedes TN #74-14 #74-2

Approval Date May 7, 1986

Effective Date January 1, 1986

New York  
6

Department of Mental Hygiene  
Citation: 14 NYCRR, MENTAL HYGIENE, Volume A  
Chapter 1 General

Part

- 4 Residential Care for Mentally Retarded Persons Pending Admission to State Schools
- 8 Public Access to Records of Department of Mental Hygiene and the Facilities in the Department
- 9 Procedure under Article 730 of the Criminal Procedure Law

Chapter II All Facilities

Subchapter A Admission and Transfer of Patients

Part

- 15 Admission and Retention of Patients
- 16 Community Agreements Regarding Admission Procedures
- 17 Transfer of Patients
- 18 Procedure for Treatment and Hospitalization of Certain Mentally III Prisoners in Jails

Subchapter B Institutional Care and Treatment

Part

- 21 Communications and Visits
- 22 Services of Legal Process, and Execution of Instruments by Patients
- 24 Investigation and Reports of Incidents
- 25 Work Activities of Patients
- 27 Quality of Care and Treatment

Subchapter C Termination of Inpatient Care

Part

- 36 Discharge and Conditional Release of Patients
- 37 Procedure When Patients Leave Without Notice to the Facility

Subchapter D Safety

- 45 Firearms

Subchapter E Facility Planning and Review

Part

- 51 Prior Approval by the Commissioner
- 52 Implementation of State Environmental Quality Review Act
- 53 Prior Approval of the Commissioner – Project Limited to Facilities in the Community Residence Class

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

New York  
7

Chapter III Department Facilities

Part

- 55 Facilities Established by the Commissioner
- 56 Department Facilities and Services Districts

Chapter IV Regulation and Quality Control

Subchapter A General Provisions

Part

- 70 Classes of Operating Certificates
- 71 Visitation and Inspection of Facilities
- 72 Definitions Pertaining to this Chapter
- 73 Operating Certificate Issuance and Limitation

Subchapter C Construction of Facilities

Part

- 77 Standards for Physical Facilities of Hospitals for the Mentally Ill, Schools for the Retarded, and Alcohol Facilities
- 78 Fire Protection Standards

Subchapter D Operation of Facilities

Part

- 82 Operation of Hospitals for the Mentally Ill
- 83 Operation of Psychiatric Inpatient Units of General Hospitals
- 84 Operation of Alcoholism Facilities
- 85 Operation of Outpatient Facilities for the Mentally Disabled

Chapter VII Mental Hygiene Facilities Improvement Fund

Part

- 150 Minimum Standards for Design, Construction and Equipment

Chapter VIII Drugs

Part

- 201 Pilot Clinic Programs for Treatment of Drug Addiction
- 202 Special Facilities Certified by the Commissioner for Drug Addicts

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

## New York

8

## Chapter X Alcoholism

## Part

- 303 Public Access to Records
- 304 Designation of Emergency Care Services for Intoxicated Persons and Persons Incapacitated by Alcohol
- 305 Preventative Counseling Services for children of Alcoholics or Alcohol Abusers
- 306 Incidents at Facilities for Alcoholism and Alcohol Abuse
- 330 Program Standards for Medical Ambulatory Services for Alcoholism
- 368 Declaratory Rulings
- 369 Appeals and Hearings
- 395 Alcoholism Counselors

## Department of Mental Hygiene

Citation: 14 NYCRR, MENTAL HYGIENE, Volume B

## Chapter XIII Office of Mental Health

## Part

- 540 Patients Committed to the Custody of the Commissioner Pursuant to CPL Article 730
- 541 Defendants Committed to the Custody of the Commissioner Pursuant to CPL Section 330.20
- 542 Safety Standards for Securing Firearms and Ammunition
- 561 Use of Space
- 575 Community Support Services for the Mentally Ill
- 583 Pre-admission Certification Committees for Residential Treatment Facilities for Children and Youth
- 584 Operation of Residential Treatment Facilities for Children and Youth
- 585 Operation of Outpatient Programs for the Mentally Ill
- 586 Operations of Community Residences

## Chapter XIV Office of Mental Retardation and Developmental Disabilities

## Part

- 676 Diagnostic and Research Clinics
- 679 Medicaid Assistance Payment for Ambulatory Services for the Developmentally Disabled
- 680 Specialty Hospital
- 681 Operating Standards for Intermediate Care Facilities
- 688 Personal Care Services for Developmentally Disabled Persons Residing in Foster Homes and Community Residences
- 690 Operating Standards for Day Treatment Programs for Persons who are Developmentally Disabled

## Chapter XX Commission on Quality of Care

## Part

- 700 Commission on Quality of Care for the Mentally Disabled

TN #86-7Approval Date May 7, 1986Supersedes TN #74-14 #74-2Effective Date January 1, 1986

New York  
9

Chapter XXV Division of Substance Abuse Services

Part

1000 General

1010 Approval of Substance Abuse Services

1020 Requirements for the Operation of All Substance Abuse Programs

1030 Requirements for the Operation of Drug-Free Substance Abuse Programs

1040 Requirements for the Operation of Chemotherapy Substance Abuse Programs

1060 Public Access to Records

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14 #74-2

Effective Date January 1, 1986

New York  
10

DEPARTMENT OF SOCIAL SERVICES

Citation: 18 NYCRR, SOCIAL SERVICES, VOLUME B  
Chapter II Regulations of the Department of Social Services  
Subchapter C Social Services  
Article 2 Family and Children Services

Part  
428 Standards for Uniform Case Records and Child Service Plans

Article 3 Child Care Agencies

Part  
441 General  
442 Institutions  
443 Certified and Approved Foster Family Boarding Homes-Agency Procedure  
for Certification, Approval and Supervision  
444 Requirements for Licensed, Certified and Approved Foster Family  
Boarding Homes  
447 Agency Boarding Homes  
448 Group Homes  
449 Supervised Independent Living  
451 Group Emergency Foster Care

Article 5 Operating Certificates - Children's Facilities

Part  
476 General  
477 Issuance of Operating Certificates

Article 6 Certificates of Incorporation: Miscellaneous Corporate Matters

Part  
481 General  
482 Approval of Certificates of Incorporation  
483 Miscellaneous  
484 Development and Improvement of Community Facilities

TN #86-7

Approval Date May 7, 1986

Supersedes TN #74-14, #74-2

Effective Date January 1, 1986